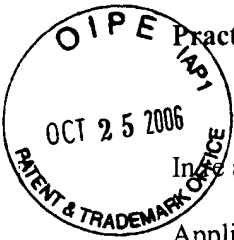


PATENT



Practitioner's Docket No. 81699.15001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor application of: Daniel Pellerin

Application No.: 09/771,416

Filed: January 26, 2001

For: UNIVERSAL CLEAT

Group No.: 3728

Examiner: Jila M. Mohandesi

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Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

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G facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Signature

Date: October 20, 2006

Sherry BARAG
(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Request for Continued Examination (RCE) (37 C.F.R. § 1.114)--page 1 of 3

PH2 267068v1 10/20/06

10/26/2006 JBALINAN 00000014 501943 09771416

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REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. § 1.114)

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted:
- i. Prior to abandonment of the application.

ENCLOSURES

3. Enclosed herewith are:
- Claim amendments and arguments responsive to the previously-issued final rejection.

FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

4. This application is on behalf of small entity (and status is still as small entity).

Continued Prosecution Request Fee: 395.00

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	14	– 26	= 0	x \$ 25.00	= \$		0.00
INDEP.	8	– 8	= 0	x \$ 100.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 180.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for four months:

Fee: \$795.00

TOTAL FEES DUE

7. The total fees due are:

Continued Prosecution Fee (Section 1.17(e))	\$395.00
Fee(s) for additional claims (Section 1.16(b)-(d))	\$0.00
Extension of time fee (Section 1.17(a)(1)-(4))	\$795.00

Total Fees Due: \$1,190.00

PAYMENT OF FEES DUE

8. Please pay the fees for this continued examination application as follows:

Charge Deposit Account 50-1973 the sum of \$1,190.00.

INVENTORSHIP

9. This application as amended names as inventors the same inventors as previously designated for the claims.

To the extent there is any fee required in connection with the receipt, acceptance and/or consideration of this paper and/or any accompanying papers submitted herewith, please charge all such fees to Deposit Account 50-1943.

Date:

20 October 2006



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Attorney for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel Pellerin

Group Art Unit: 3728

Serial No.: 09/771,416

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**RESPONSE TO FINAL OFFICE ACTION
ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION**

Mail Stop Amendments
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Introductory Comments

This paper responds to the Office Action mailed on 20 October, 2005.

Applicant again traverses the rejection of claims 10 through 26 made under 35 USC 112, first paragraph as allegedly failing to comply with the written description requirement and requests reconsideration thereof.

Applicant again traverses the rejection of claims 1 through 3, 8 and 10 through 18 made under 35 USC 112, second paragraph, as allegedly being insufficiently definite and

failing to particularly point out describe, and claim the subject matter which applicant regards as the invention, and requests reconsideration thereof.

Applicant again further traverses the rejection of claim 1 made under 35 USC 102(b) as allegedly being anticipated by U.S. patent 1,055,229 to Rogers and requests reconsideration of that rejection.

Applicant again traverses the rejection made of claims 1, 3, 4, 6, 7 and 9 under 35 USC 103 as allegedly being obvious to one of ordinary skill in the art and therefore unpatentable when considering U.S. patent 5,058,292 to Tanel in view of U.S. patent 4,590,693 to Kawashima, et al. and U.S. patent 5,943,795 to Ueda, et al. Reconsideration of this rejection is also respectfully requested.

Applicant again traverses the rejection of claims 2, 5, 8 and 9 made under 35 USC 103 on the basis of U.S. patent 5,058,292 to Tanel in view of U.S. patent 4,590,693 to Kawashima, et al. and further in view of U.S. patent 4,523,396 to Dassler and requests reconsideration.